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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 BENJAMIN J. FELDMAN,

10 Petitioner,

11 vs.

12 MR. BACA, et al.,

13 Respondents.
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Case No. 3:13-cv-00566-RCJ-WGC

ORDER

15 The court ordered (#5) petitioner to pay the filing fee. Petitioner has not paid the fee within
16 the allotted time. The court will dismiss the action.

17 Reasonable jurists would not find the court's conclusion to be debatable or wrong, and the
18 court will not issue a certificate of appealability.

19 IT IS THEREFORE ORDERED that this action is **DISMISSED** without prejudice for
20 petitioner's failure to pay the filing fee. The clerk of the court shall enter judgment accordingly.

21 IT IS FURTHER ORDERED that a certificate of appealability is **DENIED**.

22 Dated: This 3rd day of December, 2013.
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25 ROBERT C. JONES
26 Chief United States District Judge
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